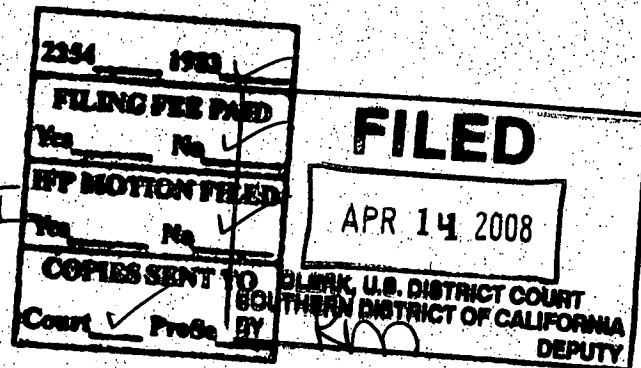


Mr. James Lynn O'Hines 197067  
Name and Prisoner/Booking Number

ASPC FLORENCE EYMAN COMPLEX SMU  
Place of Confinement

P.O. Box 1-D-40 #  
Mailing Address

FLORENCE AZ 85232 #  
City, State, Zip Code



(Failure to notify the Court of your change of address may result in dismissal of this action.)

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA  
AND THE DISTRICT OF CALIFORNIA

Mr. James Lynn O'Hines  
(Full Name of Plaintiff) Plaintiff,

vs.

CASE NO. **'08 CV 0681 BTM BLM**

(To be supplied by the Clerk)

(1) BIVENS V. SIX UNKNOWN FEDERAL NARCOTICS  
(Full Name of Defendant)  
AGENTS 403 US 388 (1971)  
(2) Captain Ortiz

CIVIL RIGHTS COMPLAINT  
BY A PRISONER

(3) BIVENS V. SIX UNKNOWN FEDERAL NARCOTIC AGENTS  
(4) Eric S. Prisoner \* % I-D-  
Defendant(s).

- ☒ Original Complaint  
☐ First Amended Complaint  
☐ Second Amended Complaint

☐ Check if there are additional Defendants and attach page 1-A listing them.

A. JURISDICTION

1. This Court has jurisdiction over this action pursuant to:

- ☒ 28 U.S.C. § 1343(a); 42 U.S.C. § 1983  
☒ 28 U.S.C. § 1331; Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971).

☒ Other: The Prison Litigation Reform Act 1996 & PRISON RAPE ELIMINATION Act Law 50.  
1435 ON Sept 4, 2003 President George W. Bush signed into Law.

2. Institution/city where violation occurred: DONOVAN, SAN DIEGO Alhumbra, Buckeye, Florence.  
ARIZONA DEPT of Corrections. And Corcoran California.

550/555

**B. DEFENDANTS HIV + FOR IMMINENT DANGERS \***

- (1. Name of first Defendant: BIVENS V. SIX UNKNOWN FEDERAL NARCOTICS AGENTS 403 US 388 (1971) The first Defendant is employed as: SMUTT 1/03 Day shift Night shift AM/PM at FLORENCE STATE PRISON, FLORENCE AZ.  
(Position and Title) (Institution)
- (\*) SAN DIEGO CALIF TRANSIENT 1/03 to Arizona Maricopa Pinal Coconino and Bisbee AZ. \*
2. Name of second Defendant: Capt ORTIZ The second Defendant is employed as: Interstate Compactor COC union peace officer at Corcoran Calif and Florence AZ.  
(Position and Title) (Institution)
3. Name of third Defendant: BIVENS V. SIX UNKNOWN FED. NARC. AGENTS The third Defendant is employed as: transient 1/03 San Diego to Phoenix area at RO DONOVAN PVP, FSP ASH VALLEY, FLORENCE.  
(Position and Title) (Institution)
4. Name of fourth Defendant: FLORENCE Medical Staff DR'S The fourth Defendant is employed as: Peace officers union (CPOA California Peace officer Association (Correctional)  
(Position and Title) (Institution)
5. Name of fifth Defendant: Psychiatrist & psychologists A.V.I at Florence SMUTT State Agency Website.  
(Position and Title) (Institution)

If you name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.

**C. PREVIOUS LAWSUITS**

1. Have you filed any other lawsuits while you were a prisoner? ☒ Yes ☐ No
2. If yes, how many lawsuits have you filed? Numerous # Describe the previous lawsuits: Up to date :
- a. First prior lawsuit:
- Parties: JAMES LYNN O'HANIS v. ERIC S. PIERSON Correctional Family Personnel
  - Court and case number: Pinal County Superior Court 2008 00031
  - Result: (Was the case dismissed? Was it appealed? Is it still pending?) pending #
- b. Second prior lawsuit:
- Parties: JAMES LYNN O'HANIS v. Sheriff JOE ALPAIO
  - Court and case number: Pinal County Superior Court CV 2007 02420
  - Result: (Was the case dismissed? Was it appealed? Is it still pending?) pending #
- c. Third prior lawsuit:
- Parties: JAMES LYNN O'HANIS v. TANET NAPOLITANA DORA B. SCHRIRO
  - Court and case number: Pinal County Superior Court CV 2007 01564
  - Result: (Was the case dismissed? Was it appealed? Is it still pending?) pending #

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

## D. CAUSE OF ACTION

## COUNT I 8th Amend. U.S. Const. Cruel Unusual

1. State the constitutional or other federal civil right that was violated: § 504 of the Rehabilitation Act of 1973 § 1944 (a) 42 U.S.C. § 12131 (c) + seq. Excessive cruel unusual punishment is inflicted on day to day basis because of disability: Eyes and Ears impairment.
2. Count I. Identify the issue involved. Check only one. State additional issues in separate counts.

- ☐ Basic necessities ☐ Mail ☐ Access to the court ☐ Medical care  
☐ Disciplinary proceedings ☐ Property ☐ Exercise of religion ☒ Retaliation  
☐ Excessive force by an officer ☐ Threat to safety ☐ Other: \_\_\_\_\_

3. Supporting Facts. State as briefly as possible the FACTS supporting Count I. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

Who? As Supervising Agents employed at Florence with A.D.O.C. Badgers and Name tags of various alias, a.k.a. Bivens v. six unknown Federal Narcotics Agents: (1) Morenez (2) HELMS (3) MOORE (4) RAMOS (5) Fridenmaker (6) Sgt McKellen #  
What is happening? Sensory Deprivations by automations of audio video technician programmers, to create hypnosis, to distract, deny concentration. From 3-4-08 Verbal provocations of violent altercations, no food, no yard, no hygiene supplies w/out confrontations. How it denies protection from injury. Example: On 3-4-08, aka % Morenez and plaintiffs plea for a grievance form resulted in handcuffed self defense physical "hands on" violent altercation w/out remedy for worsening conditions and denials. #  
When does it happen? Exit from cell to yard, or shower or at scheduled Food meal feeding times any time contact is made with Unit staff or and supervisors. E.g. on 3-7-08 Report for memory loss "argument" 1/2 truth. #  
Where it is happening at? Computer supervised Prisons: Security Mgr Units Corcoran Calif from RJ Donovan to Alhambra to Buckeye to Florence. In and out of custody, on parole state to state w/ priors. Retro-actively. And why does it happen? 1st, because of eye and ear disability Amyopia and 2nd, as a.k.a. State Hospital Parolee of Seminole Indians Wlt Evidence Exposure Homocides L.A.

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).  
Unbalanced Diet, dirty personal hygiene unshaven, no laundry, sensory deprivations. Physical scars and wounds day to day w/ officers fighting for necessities. Obstruction to due process for ipso facto proxy cases San Diego to Phoenix and Los Angeles Ca. since 1996-97 % Franco % Fridenmaker A.V. audio-video computer harassments.

## 5. Administrative Remedies:

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No  
b. Did you submit a request for administrative relief on Count I? ☒ Yes ☐ No  
c. Did you appeal your request for relief on Count I to the highest level? ☒ Yes ☐ No  
d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. N/A submitted for Overfamiliarity Oct 8 2006 referencing that staff is known to me from San Diego St. Louis Santa Barbara Los Angeles Ca. \*

Who? Deputy Warden supports word vs. word by Rule Violation Reports. Various Write Ups. \*  
What? COTI Fridenmaker of EASY and Fox 3 unit is Mo Ca Az Correctional agent SLA. \*  
How? SLA Female staff Gang is a "Stalking" threat to male inmates #  
? Transient California staff uses computer audio video surveillance. #

## COUNT II

1. State the constitutional or other federal civil right that was violated: The Right to be free from association of Adverse Authority state to state prison to prison Corcoran to Florence.

2. Count II. Identify the issue involved. Check only one. State additional issues in separate counts.

- ☐ Basic necessities      ☐ Mail      ☐ Access to the court      ☐ Medical care  
☒ Disciplinary proceedings      ☐ Property      ☐ Exercise of religion      ☐ Retaliation  
☐ Excessive force by an officer      ☐ Threat to safety      ☐ Other: \_\_\_\_\_

3. Supporting Facts. State as briefly as possible the FACTS supporting Count II. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

Who? Capt Ortiz

What is happening? Reverse Racial, Sexual, Religious discriminations. Failures to take steps to communicate effectively w/out propensity for illegal activities, due care not to delegate substantial leeway for discretionary authority in/out custody. How it denies protection from injury? Out of Context, procedures and standards to prevent and detect violations of the law ... because physical injury or damage of property, induce or solicit another person into street gangs by supervisors for example. Because it threatens or/and intimidates.

When has or does it happen? Since arrival from Corcoran State Prison from Folsom Isolated Units, I # Man cells, Atascadero to Alhambra to Buckeye to Florence. 1998 to EPRD 2-17-10, 24 hours a day by sensor audio surveillance interrogation. Where is it happening at? Florence Smith security mgmt. unit (from Corcoran & HU Humboldt County California) \*

And why does it happen? Overfamiliarity. Computer - compulsive obsessive. AVT audio-video-technical assistants. San Diego, Phoenix, Santa Barbara, peace officer family community relationships. (Los Angeles, St Louis, Mo) (eg).

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).

I have been associated to mexican street gangs as a Seminole white indian. Rule Violations Reports consist of vandalism, threats, disrespect, disobeying orders to deny qualification to participate in programs due to hearing, visual, disabilities. Denies Earliest possible Release Date. Steals time.

5. Administrative Remedies.

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- b. Did you submit a request for administrative relief on Count II? ☒ Yes ☐ No
- c. Did you appeal your request for relief on Count II to the highest level? ☒ Yes ☐ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. N/A submitted. Request for transfer to Tucson or Smith denied Dept. Warden Johnson. 11/13/06.



## COUNT III

1. State the constitutional or other federal civil right that was violated: The Right to have jurisprudent access to the State, Federal, Courts for appellate, criminal, civil issues. 14th Amendment.

2. Count III. Identify the issue involved. Check **only one**. State additional issues in separate counts.

- ☐ Basic necessities      ☐ Mail      ☒ Access to the court      ☐ Medical care  
☐ Disciplinary proceedings      ☐ Property      ☐ Exercise of religion      ☐ Retaliation  
☐ Excessive force by an officer      ☐ Threat to safety      ☐ Other: \_\_\_\_\_

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Count III. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

Who? Defendants only identifiable as Bivens v. Six unknown Federal Narcotics Agents or/as familial peace officers over familiar by recognition from Florence to places as people. San Diego Narc Squad, Phoenix Narc Squad, as /as.

What is happening? Numerous appeal filings w/ numerous defendants Exhaustion of Remedies for procedural denials. State and Federal, But w/ California agreements for comprehensible grounds.

How does this deny protection from injury? Example: On 24 January, 2008, a March 1st 2007 Motion for compensation denied as moot was the Federal Courts Response for plaintiffs defenses and objections and Reply forwarded in response to denial of appeal never mailed as documented.

When did it happen? Between the 10 to 20 days allowed to provide the correct answer in response to Report and Recommendation 12-21-07 to 1-4-08#

Where is it happening at? Florence State Prison Small Matrix.

Why did it happen? Because plaintiff is able to present comprehensible grounds for relief within the District.

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

I have been denied a full and fair review for appellate process due to obstruction.

Overburdensome influences State to State have a bridged privileges and immunities.

Investigative Detentions to jail St prison 10/10/04 & 8/6/05 impairances invented to incriminate.

5. **Administrative Remedies.**

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- b. Did you submit a request for administrative relief on Count III? ☒ Yes ☐ No
- c. Did you appeal your request for relief on Count III to the highest level? ☒ Yes ☐ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. Submitted on 12-31-07 #. Inmate Grievance legal supplies and copies each by hand of mailed documents as #total of 56 pgs w/ Forms in support.

If you assert more than three Counts, answer the questions listed above for each additional Count on a separate page.

## CAUSE OF ACTION.

## Count IV.

State the Constitutional or other Federal Right that is violated:

Medical and psychiatric discriminatory practices The right to know what medication you are prescribed and the side effects of the medication And Not to be involuntary intoxicated.

Issue = Medical care, Diagnosis, Analysis, Prognosis, Prescription Drugs.

Supporting Facts: Who? Doctor(s) Medical staff at Florence sm<sup>II</sup> as: "Tatto Inc MO." (Defendant). Wilshire, Los Angeles Ca. Camino del Rio South San Diego Ca. What is happening? On a day to day basis as arrival from Atascadero and Nelson-Haven Board and Care Home San Diego Ca. Discriminatory Medical care, Diagnosis, Analysis, Prognosis, and Prescription Drugs.

How it denies protection from injury? Facial affect transformations created by confused Molecular Microbiological synapses of the Brain as an organ unexpectedly without informed consent.

When does it happen? Day to Day. At Food feeding times A.M./P.M. meals.

Where is it happening at? Florence, Arizona via Atascadero, and San Diego Ca.

Why does it happen? Because petitioner is a favored beneficiary to an Estate of Colo Acres approx \$100,000. And witnessed C.D. Rom of double-homicide Brentwood Calif via Del Mar Calif. And petitioner is a c/w singer-songwriter w/ Nashville Tn. History Also to Enhance psychosomatic reactions of Behavioral Science by sound decibels for Diagnosis etc. w/out a Doctor-patient "First do no harm policy".

Injury? At 43 increased risks of Heart failure due to nervous and palpitating increased heart rate. "Blood pressure too high".

Exhaustion of Remedies? Yes. 42 USC 1997 e (2) 11/13/06 Request to be moved to Tucson for job as blind disability eye, and deformed ear.

**E. REQUEST FOR RELIEF**

State the relief you are seeking:

- (1) Concurrent jurisdiction and conversion of custody due to case factors of: Breach of Con Rep Contract Atascadero State Hospital as aka of Jackson Malloy K96499 civil MOO and Witness and exposure to evidence 1996-97 Los Angeles double Homocides pre-civil MOO post civil MOO physical injuries repeated hospitalizations arrests, violent episodes exposures to risk of loss of life or limb. (2) Financial compensation for public Health and safety violations in / of protected activity state to state by statute 42 U.S.C 1396r. (3) Accreditation for Hertzberg-Heslie Wit protection Act. #
- (3) Parole Agents from California have threatened to shoot in the future if violence even in self defense justification third party property, others continue line of duty. I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 7<sup>th</sup> 2008.  
DATE

James Lynn O'Brien  
SIGNATURE OF PLAINTIFF

CMS Region 9 Jeff Flick Regional Admin.  
(Name and title of paralegal, legal assistant, or other person who helped prepare this complaint)

pro peria person James Lynn O'Brien  
(Signature of attorney, if any)  
75 Hawthorne Street Suite 408  
San Francisco Ca. 94105  
415-744-3501  
1-888-JRS-NOT-OK 1-888-487-6686  
(Attorney's address & telephone number)

**ADDITIONAL PAGES**

All questions must be answered concisely in the proper space on the form. If you need more space, you may attach no more than fifteen additional pages. But the form must be completely filled in to the extent applicable. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages.

JS44

(Rev. 07/89)

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE SECOND PAGE OF THIS FORM.)

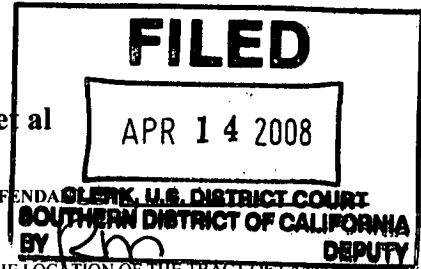
## I (a) PLAINTIFFS

James Lynn O'Hines

Ortiz, et al

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF  
(EXCEPT IN U.S. PLAINTIFF CASES)

<b>FILING FEE PAID</b>	<b>Yes</b>	<b>No</b> <input checked="" type="checkbox"/>
<b>IF MOTION FILED</b>	<b>Yes</b>	<b>No</b> <input checked="" type="checkbox"/>
<b>COPIES SENT TO</b>	<b>Court</b> <input checked="" type="checkbox"/>	<b>Prothonotary</b> <input checked="" type="checkbox"/>



(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

James Lynn O'Hines  
PO Box 3400  
Florence, AZ 85232  
ADC# 197067

ATTORNEYS (IF KNOWN)

'08 CV 0681 BTM BLM

## II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- |                            |                            |                            |                            |
|----------------------------|----------------------------|----------------------------|----------------------------|
| PT                         | DEF                        | PT                         | DEF                        |
| <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
- Citizen of This State  
Citizen of Another State  
Citizen or Subject of a Foreign Country
- Incorporated or Principal Place of Business in This State  
Incorporated and Principal Place of Business in Another State  
Foreign Nation

## IV. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY).

42 U.S.C. 1983

## V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> Marine <input type="checkbox"/> Miller Act <input type="checkbox"/> Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veterans Benefits <input type="checkbox"/> 160 Stockholders Suits <input type="checkbox"/> Other Contract <input type="checkbox"/> 195 Contract Product Liability	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury-Medical Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 RR & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (13958) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(e)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reappointment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State <input type="checkbox"/> 890 Other Statutory Actions
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Tort to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input checked="" type="checkbox"/> 550 Civil Rights			

## VI. ORIGIN (PLACE AN X IN ONE BOX ONLY)

- ☒ 1 Original Proceeding ☐ 2 Removal from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER f.r.c.p. 23

DEMAND \$

Check YES only if demanded in complaint:

JURY DEMAND: ☐ YES ☐ NO

## VIII. RELATED CASE(S) IF ANY (See Instructions):

JUDGE

Docket Number

DATE 4/14/2008

SIGNATURE OF ATTORNEY OF RECORD

R. M. Kelly

CR